

# Expedited Summary Disposition Track - 2006

Cumulative Statistics Covering 3, 6, 9 and 12 Months

|                                     | <u>Jan Thru Mar</u> | <u>Jan Thru Jun</u> | <u>Jan Thru Sep</u> | <u>Jan Thru Dec</u> |
|-------------------------------------|---------------------|---------------------|---------------------|---------------------|
| <b>SD Type Appeals Filed in '06</b> | 404                 | 836                 | 1249                | 1664                |
| <b>SD Type Appeals Filed in '05</b> | 421                 | 860                 | 1297                | 1769                |
| <b>SD Type Appeals Filed in '04</b> | 332                 | 690                 | 1067                | 1476                |

## Placed On SD Track in 2006

|                                       |           |           |           |           |
|---------------------------------------|-----------|-----------|-----------|-----------|
| Total                                 | 322       | 771       | 1152      | 1522      |
| Appeals by Right (On Track)           | 206 65.2% | 454 59.8% | 705 61.2% | 930 61.1% |
| Appeals by Leave (Eligible for Track) | 110 34.8% | 305 40.2% | 446 38.7% | 585 38.4% |
| Unspecified (Pending Review)          | 6         | 12        | 1         | 7         |

## Motions to Remove

|                                 |          |          |          |          |
|---------------------------------|----------|----------|----------|----------|
| Filed in 2006                   | 16       | 30       | 47       | 56       |
| Granted in 2006                 | 10 71.4% | 15 53.6% | 24 51.1% | 35 58.3% |
| Denied in 2006                  | 4 28.6%  | 13 46.4% | 23 48.9% | 25 41.7% |
| Administrative Removals in 2006 | 2        | 3        | 11       | 12       |

## Transcripts

|                            |       |       |       |       |
|----------------------------|-------|-------|-------|-------|
| Cases with New TR Orders   | 246   | 482   | 746   | 957   |
| Cases with New TR Waivers  | 1     | 2     | 2     | 6     |
| Cases with No Record       | 16    | 20    | 34    | 45    |
| % TRs Timely Filed in 2006 | 94.0% | 95.0% | 94.7% | 95.0% |

## Motions to Extend Briefing

|                 |          |           |           |           |
|-----------------|----------|-----------|-----------|-----------|
| Filed in 2006   | 64       | 129       | 211       | 298       |
| Granted in 2006 | 59 90.8% | 115 89.1% | 187 88.6% | 254 89.8% |
| Denied in 2006  | 6 9.2%   | 14 10.9%  | 24 11.4%  | 29 10.2%  |

## Appellant & Cross-Appellant Briefs

|                            |           |           |           |           |
|----------------------------|-----------|-----------|-----------|-----------|
| Filed in 2006              | 216       | 425       | 672       | 904       |
| Timely                     | 183 84.7% | 366 86.1% | 587 87.4% | 789 87.3% |
| Average Page Count         | 19.9      | 19.7      | 19.6      | 19.6      |
| Reply Briefs Filed in 2006 | 106       | 195       | 289       | 421       |

## Appellee & Cross-Appellee Briefs

|                    |           |           |           |           |
|--------------------|-----------|-----------|-----------|-----------|
| Filed in 2006      | 236       | 465       | 710       | 934       |
| Timely             | 216 91.5% | 418 89.9% | 643 90.6% | 824 88.2% |
| Average Page Count | 18.8      | 19.5      | 19.2      | 19.4      |

## Post Briefing

|                                 |           |           |           |           |
|---------------------------------|-----------|-----------|-----------|-----------|
| Cases Submitted on Call in 2006 | 217       | 468       | 647       | 845       |
| Summary Panel (no OA)           | 56 25.8%  | 137 29.3% | 213 32.9% | 281 33.3% |
| Regular Panel                   | 161 74.2% | 331 70.7% | 434 67.1% | 564 66.7% |

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## Opinions Issued in 2006

|                        |       |       |       |       |       |       |       |       |
|------------------------|-------|-------|-------|-------|-------|-------|-------|-------|
| Total Opinions         | 202   |       | 422   |       | 646   |       | 816   |       |
| Published Authored     | 11    | 5.4%  | 17    | 4.0%  | 28    | 4.3%  | 34    | 4.2%  |
| Published Per Curiam   | 4     | 2.0%  | 12    | 2.8%  | 23    | 3.6%  | 32    | 3.9%  |
| Unpublished Per Curiam | 180   | 89.1% | 381   | 90.3% | 582   | 90.1% | 734   | 90.0% |
| Unpublished Memo       | 7     | 3.5%  | 11    | 2.6%  | 13    | 2.0%  | 16    | 2.0%  |
| Opinions In 180 Days   | 28.2% |       | 26.5% |       | 23.7% |       | 21.9% |       |
| Opinions In 190 Days   | 36.6% |       | 33.9% |       | 33.1% |       | 32.5% |       |

## Orders Issued in 2006 (Dispositive)

|                          |       |  |       |  |       |  |       |  |
|--------------------------|-------|--|-------|--|-------|--|-------|--|
| Total Dispositive Orders | 179   |  | 337   |  | 522   |  | 676   |  |
| Orders In 180 Days       | 95.5% |  | 89.0% |  | 90.8% |  | 91.6% |  |

For appeals from SD orders in 2004, claims = 63.8%; applications = 36.2%. In 2005, claims = 62%; applications = 38%.

Note that totals may not match between all categories. This will be due, in part, to the fact that applications for leave are flagged for general tracking purposes, but transcripts and briefs are not usually docketed in such cases unless and until leave is granted.

This report reflects some cases and/or motions that were filed in 2005 but not submitted or disposed until 2006.